

AMENDED**APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC
WATERS OF THE STATE OF NEVADA**

Date of filing in State Engineer's Office SEP 20 2000

Returned to applicant for correction OCT 04 2000

Corrected application filed OCT 16 2000

Map filed OCT 16 2000

The applicant **Turtle Walk Sand, LLC**, hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

1. The source of the proposed appropriation is **underground**
2. The amount of water applied for is **1.33** second-feet
 - (a) If stored in reservoir give number of acre-feet
3. The water to be used for **Processing sand & gravel - mining**
4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated **N/A**
 - (b) Stockwater, state number and kinds of animals to be watered **N/A**
 - (c) Other use (describe fully under No. 12. "Remarks") **Processing sand & gravel**
 - (d) Power:
 - (1) Horsepower developed **N/A**
 - (2) Point of return of water to stream **None**
5. The water is to be diverted from its source at the following point **NW¼ NW¼ Sec. 34, Twp. 8 South, Rng. 62 East, M.D.M. being N. 62° 20' 27" E. 3418.02 from the South ¼ Cor. Sec. 33 of T.8S., R.62E., M.D.M.**
6. Place of Use **S½ NW¼ SW¼ SE¼ & N½ SW¼ SW¼ SE¼ & NE¼ SW¼ SE¼ & S½ NE¼ SE¼ & N½ SE¼ SE¼ of Sec. 33 ; NW¼ SW¼ & N½ NE¼ SW¼ & SE¼ NW¼ & SW¼ NE¼ & S½ NE¼ NW¼ & S½ NW¼ NE¼ Sec. 34, T.8S., R.62E., M.D.M.**
7. Use will begin about **January 1** and end about **December 31** of each year.
8. Description of proposed works **Drilled well with pump & motor with pipeline to holding tank.**
9. Estimated cost of works **\$50,000**
10. Estimated time required to construct works **30 days**
11. Estimated time required to complete the application of water to beneficial use **30 days**

66824

12. Remarks: 144,546 cfs annually

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Compared my/ cmf

Protested 12-29-00 by U.S. National Park Service;

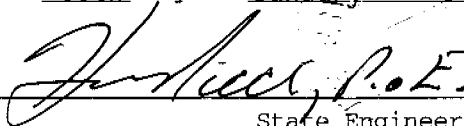
DENIAL OF STATE ENGINEER

This application is hereby denied on the grounds that to grant a water right application to an entity not entitled to apply would threaten to prove detrimental to the public interest. No ruling is made on the merits of the protest.

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set
my hand and the seal of my Office,

this 30th day of January, A.D. 2006.



State Engineer